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B. Hilliard

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JUL 03 2001

PATENT

450100-4033.1

CONTINUED PROSECUTION APPLICATION REQUEST
(Under 37 CFR § 1.53(d)) Technology Center 2100

| | |
|--|------------------|
| PRIOR APPLICATION: 09/217,117 | |
| EXAMINER: T. Hailu | ART UNIT 2173 |
| ANTICIPATED CLASSIFICATION OF THIS APPLICATION: | |
| CLASS | SUBCLASS |

| | |
|--|---------------|
| EXPRESS MAIL | |
| Mailing label number | EL819161664US |
| Date of Deposit | June 27, 2001 |
| I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. | |
| <u>Edward Nany</u> (Typed or printed name of person mailing paper or fee) | |
| <u>[Signature]</u> (Signature of person mailing paper or fee) | |

[37 CFR § 1.8 Certificate of Mailing CANNOT be used.]

ASSISTANT COMMISSIONER FOR PATENTS
Box CPA
WASHINGTON, D.C. 20231

This is a Request for filing a X continuation or divisional application under 37 CFR § 1.53(d) (continued prosecution application (CPA)) of prior application Serial No. 09/217,117, filed on December 21, 1998, by the following named inventor(s): YASUTOMO NISHINA and TOMOYUKI HANAI, and currently entitled APPARATUS AND METHOD FOR CONTROLLING DISPLAY OF ELECTRICAL PROGRAM GUIDE.

| | | | |
|--------------------------------|---|-----------------------------------|---------------------------------------|
| FULL NAME OF INVENTOR | NAME YASUTOMO NISHINA | | |
| RESIDENCE & CITIZENSHIP | CITY Chiba | STATE OR FOREIGN COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS c/o Sony Corporation 7-35 Kitashinagawa 6-Chome Shinagawa-ku | CITY Tokyo | STATE & ZIP CODE/COUNTRY 141 JAPAN |
| FULL NAME OF INVENTOR | NAME TOMOYUKI HANAI | | |
| RESIDENCE & CITIZENSHIP | CITY Kanagawa | STATE OR FOREIGN COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS c/o Sony Corporation 7-35 Kitashinagawa 6-Chome Shinagawa-ku | CITY Tokyo | STATE & ZIP CODE/COUNTRY 141 Japan |
| FULL NAME OF INVENTOR | NAME | | |
| RESIDENCE & CITIZENSHIP | CITY | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS | CITY | STATE & ZIP CODE/COUNTRY |

06/29/2001 JAD001 00000019 09217117

01 FD:131

710.00 OP

06/23/2001 JAD001 00000019 09217117 110.00 OP

- ___ See attached sheet for names and addresses of additional inventors (if any).
- ___ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53(d)(4). Please delete the following inventor(s) named in the prior nonprovisional application:
- ___ See attached sheet for names of additional inventors to be deleted (if any).

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including all previously entered amendments and the drawings, as the basic papers for the new application.

Note: If prior application is not to be abandoned, then the form for 37 CFR 1.53(b) should be used.

1. X Enter the amendment previously filed on May 11, 2001 under 37 CFR 1.116 but unentered, in the prior application.
2. ___ An amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

| (1) FOR | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE | (5) CALCULATIONS |
|---|------------------|------------------|------------|------------------|
| TOTAL CLAIMS | 11 -20 | -0- | x \$18.00 | \$ -0- |
| INDEPENDENT CLAIMS | 2 -3 | -0- | x \$80.00 | -0- |
| MULTIPLE DEPENDENT CLAIMS(S) (IF APPLICABLE) | | | + \$270.00 | -0- |
| | | | BASIC FEE | \$ 710.00 |
| Total of above Calculations | | | | \$ 710.00 |
| Reduction by 1/2 for filing by small entity (Note: 37 CFR § 1.9, § 2.37, § 1.28). | | | | |
| TOTAL FILING FEE | | | | \$ 710.00 |

3. X The Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 (for filing) and § 1.17 (for prosecution) not otherwise paid which may be required with respect to the papers filed herewith, (___ and also any additional such fees which may be required during the entire pendency of this application, ___ and also the issue fee under 37 CFR 1.18), or credit any overpayment, to Deposit Account No. 50-0320.
4. a. X Checks in the amount of \$710.00 and \$110.00 are enclosed.
- b. ___ The filing fee to be paid later with surcharge.

5. _____ Power of attorney and/or correspondence address was changed during prosecution of the prior application. The new power of attorney and/or correspondence address is indicated below:

Correspondence Address Changed to:
Attention of: William S. Frommer, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, New York 10151

6. _____ Original title and original applicant(s) of prior U.S. application, if different from above:
7. X This application is being filed within the first month following the expiration of the term originally set therefor in the prior application. This is a petition to request a one-month extension of time. A check covering the cost of the petition is enclosed.


Address all future communications to (may only be completed by applicant, or attorney, or agent of record):

Attention of: William S. Frommer, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, New York 10151

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date: June 27, 2001

FROMMER LAWRENCE & HAUG LLP


Name: William S. Frommer
Reg. No.: 25,506
Attorney of record
(or filed under 37 CFR § 1.34)
Tel. (212) 588-0800
Dennis M. Smith
Reg. No. 34,930

PATENT APPLICATION FEE DETERMINATION RECORD

Effective *October 1, 2000*

Application or Docket Number

09/217717

CLAIMS AS FILED - PART I

| FOR | (Column 1) NUMBER FILED | (Column 2) NUMBER EXTRA |
|----------------------------------|----------------------------|----------------------------|
| BASIC FEE | | |
| TOTAL CLAIMS | <i>11</i> minus 20 = * | |
| INDEPENDENT CLAIMS | <i>2</i> minus 3 = * | <i>1</i> |
| MULTIPLE DEPENDENT CLAIM PRESENT | | |

* If the difference in column 1 is less than zero, enter "0" in column 2

SMALL ENTITY
TYPE ☐

OR OTHER THAN
SMALL ENTITY

| RATE | FEE | | RATE | FEE |
|--------|--------------|----|--------|--------------|
| | <i>\$355</i> | OR | | <i>\$710</i> |
| X\$ 9= | | OR | X\$18= | |
| X40= | | OR | X80= | |
| +135= | | OR | +270= | |
| TOTAL | | OR | TOTAL | <i>\$710</i> |

CLAIMS AS AMENDED - PART II

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA |
|--|---|---|--------------------------------|
| Total | * <i>11</i> | Minus ** <i>20</i> | = <i>1</i> |
| Independent | * <i>2</i> | Minus *** <i>3</i> | = <i>1</i> |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

SMALL ENTITY

OR OTHER THAN
SMALL ENTITY

| RATE | ADDITIONAL FEE | | RATE | ADDITIONAL FEE |
|---------------------|-------------------|----|---------------------|-------------------|
| X\$ 9= | | OR | X\$18= | |
| X40= | | OR | X80= | |
| +135= | | OR | +270= | |
| TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA |
|--|---|---|--------------------------------|
| Total | * <i>11</i> | Minus ** <i>20</i> | = <i>1</i> |
| Independent | * <i>2</i> | Minus *** <i>3</i> | = <i>1</i> |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

| RATE | ADDITIONAL FEE | | RATE | ADDITIONAL FEE |
|---------------------|-------------------|----|---------------------|-------------------|
| X\$ 9= | | OR | X\$18= | |
| X40= | | OR | X80= | |
| +135= | | OR | +270= | |
| TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

| | (Column 1) CLAIMS REMAINING AFTER AMENDMENT | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA |
|--|---|---|--------------------------------|
| Total | * <i>11</i> | Minus ** <i>20</i> | = <i>1</i> |
| Independent | * <i>2</i> | Minus *** <i>3</i> | = <i>1</i> |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

| RATE | ADDITIONAL FEE | | RATE | ADDITIONAL FEE |
|---------------------|-------------------|----|---------------------|-------------------|
| X\$ 9= | | OR | X\$18= | |
| X40= | | OR | X80= | |
| +135= | | OR | +270= | |
| TOTAL ADDIT. FEE | | OR | TOTAL ADDIT. FEE | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.